IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. REV. No.528 of 2007
SHYAMA KANT BHARTI
Versus
THE STATE OF BIHAR & ORS
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4. 8.9.2008. This Cr. Revision has been filed against the order of acquittal dated 8.2.2007 under Section 232 Cr.P.C. passed by F.T.C.-1, Motihari, East Champaran in Sessions Trial No. 147 of 2004.

The only submission of learned counsel for the petitioner is that actually no summon or warrant was ever served upon the witnesses or the informant as a result of which they did not turn up for evidence.

Considered the submission of learned counsel for the petitioner and perused the impugned order.

It is a case of the year 2003. Sufficient time was allowed to the prosecution but not a single material witness was examined as a result the evidence of the prosecution was closed after three years.

Under the facts and circumstances, I am not inclined to interfere in the impugned order. Accordingly, this Cr. Revision is dismissed.

kanchan **(Ghanshyam Prasad, J.)**

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